for the Northern District of Texas

| Freedom Coalition of Doctors for Choice |) |
|---|------------------------------------|
| Plaintiff |) |
| V. |) Civil Action No. 2:23-cv-00102-Z |
| |) |
| Centers for Disease Control and |) |
| Prevention et al |) |
| Defendant | |

Summons in a Civil Action

TO: Centers for Disease Control and Prevention

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) -- or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12(a)(2) or (3) -- you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or the plaintiff's attorney, whose name and address are:

John Sullivan 610 Uptown Boulevard, Suite 2000 Cedar Hill, TX 75104

DATE: 06/20/2023

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

25/2722/Junt Commte3ress Nearl, 1931 4, 000 4; 102 inexest 14 ielles, 1467 147 147 147 147 147 147 147 147 147

CLERK OF COURT

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (1))

| This summons for (name of indivas received by me on (date) $6/20/20$. | idual and title, if any) Cen 23 | ters for Disease Control and Prever | ition |
|--|--|---|----------------------------|
| | | place) | |
| | | on (date) | ; or |
| ☐ I left the summons at the in | ndividual's residence or usua | al place of abode with (name) | |
| | | , a person of suitable age and disc | cretion who resides there, |
| on (<i>date</i>) | | , and mailed a copy to the individua | l's last known address; or |
| I served the summons on (| name of individual) | | , who is designated |
| by law to accept service of proc | cess on behalf of (name of or | ganization) | |
| | | on (<i>date</i>) | |
| | General was likewise serv Attorney for the Northern | ant was served by certified mail (sig yed via certified mail as required by District of Texas was served by thei attached. | |
| My fees are \$ | for travel and \$ | for services, for a | total of \$ |
| I declare under penalty of perjoate: 7/14/2023 | ury that this information is to | rue. M.Striff | |
| | | Server's signa | ture |
| | | Christopher Wiest, Attorney for Pla | intiffs |
| | | Printed name an | d title |
| | | 25 Town Center Blvd, Ste. 104, Cr | estview Hills, KY 41017 |
| | | Server's addre | ess |

for the Northern District of Texas

| Freedom Coalition of Doctors for Choice |) | |
|---|---|----------------------------------|
| Plaintiff |) | |
| V. |) | Civil Action No. 2:23-cv-00102-Z |
| |) | |
| Contains for Discose Control and Discosition at |) | |
| Centers for Disease Control and Prevention et |) | |
| al |) | |
| Defendant | | |

Summons in a Civil Action

TO: Centers for Disease Control and Prevention

These copies of the summons and complaint are to be either:

- (1) delivered to the United States Attorney for the Northern District of Texas <u>or</u> to an assistant United States attorney or clerical employee whom the United States Attorney has designated in writing filed with the Clerk of the United States District Court for the Northern District of Texas;
- (2) send by registered or certified mail to the civil-process clerk at the Office of the United States Attorney for the Northern District of Texas (500 S. Taylor Street, Suite LB238, Amarillo, TX 79101)

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) -- or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12(a)(2) or (3) -- you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

John Sullivan 610 Uptown Boulevard, Suite 2000 Cedar Hill, TX 75104

DATE: 06/20/2023

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (1))

| • | | |
|--|--|---|
| | ividual at (<i>place</i>) on (<i>date</i>) | |
| ☐ I left the summons at the individual's residen | nce or usual place of abode with (name), a person of suitable age and discr | |
| | , and mailed a copy to the individual's | |
| | al) | |
| | (name of organization) on (date) | |
| κ other (specify) Pursuant to FRCP 4(i), th | ne Defendant was served by certified mail (sign | ed for on 6/27/2023) |
| by the agency; the Attorney General was like | ne Defendant was served by certified mail (signature) served via certified mail as required by Fe Northern District of Texas was served by their of service attached. | RCP 4(i) (signed for |
| by the agency; the Attorney General was like on 6/27/2023); and the U.S. Attorney for the Green cards and USAO/NDTX confirmation | | RCP 4(i) (signed for agreement on 7/7/20 |
| by the agency; the Attorney General was like on 6/27/2023); and the U.S. Attorney for the Green cards and USAO/NDTX confirmation My fees are \$ for travel I declare under penalty of perjury that this inform | ewise served via certified mail as required by F Northern District of Texas was served by their of service attached. and \$ for services, for a to | RCP 4(i) (signed for agreement on 7/7/20 |
| by the agency; the Attorney General was like on 6/27/2023); and the U.S. Attorney for the Green cards and USAO/NDTX confirmation My fees are \$ for travel | ewise served via certified mail as required by F Northern District of Texas was served by their of service attached. and \$ for services, for a to | RCP 4(i) (signed for agreement on 7/7/20 stal of \$ |
| by the agency; the Attorney General was like on 6/27/2023); and the U.S. Attorney for the Green cards and USAO/NDTX confirmation My fees are \$ for travel I declare under penalty of perjury that this inform | e Northern District of Texas was served by their of service attached. and \$ for services, for a tomation is true. | RCP 4(i) (signed for agreement on 7/7/20 stal of \$ |
| by the agency; the Attorney General was like on 6/27/2023); and the U.S. Attorney for the Green cards and USAO/NDTX confirmation My fees are \$ for travel I declare under penalty of perjury that this inform | ewise served via certified mail as required by Fe Northern District of Texas was served by their of service attached. and \$ for services, for a town attached. mation is true. Server's signature. | RCP 4(i) (signed for agreement on 7/7/20 stal of \$ |

Server's address

for the Northern District of Texas

| Freedom Coalition of Doctors for Choice |) |
|--|------------------------------------|
| Plaintiff |) |
| V. |) Civil Action No. 2:23-cv-00102-Z |
| |) |
| Centers for Disease Control and Prevention |) |
| Centers for Disease Control and Frevention |) |
| et al |) |
| Defendant | |

Summons in a Civil Action

TO: Centers for Disease Control and Prevention

(These copies of the summons and complaint are to be sent by registered or certified mail to the Attorney General of the United States at 950 Pennsylvania Avenue, NW, Washington, DC 20530-0001.)

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) -- or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12(a)(2) or (3) -- you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

John Sullivan 610 Uptown Boulevard, Suite 2000 Cedar Hill, TX 75104

DATE: 06/20/2023

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Zan Miller

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (1))

| eceived by me on (date) _ | of individual and title, if any) | | |
|--|---|--|--|
| ☐ I personally served | the summons on the individual at (place) | | |
| | on on | (date) | ; or |
| | at the individual's residence or usual place of abode v | | |
| | , a person o | | |
| on (<i>date</i>) | , and mailed a | copy to the individual's last l | nown address; o |
| I served the summe | ons on (name of individual) | , و | who is designated |
| by law to accept service | of process on behalf of (name of organization) | | |
| | on (a | date) | : (|
| | nons unexecuted because | | |
| other (specify) Puby the agency; the At | rsuant to FRCP 4(i), the Defendant was served torney General was likewise served via certified e U.S. Attorney for the Northern District of Texas AO/NDTX confirmation of service attached. | by certified mail (signed for mail as required by FRCP | on 6/27/2023) 4(i) (signed for |
| by the agency; the At on 6/27/2023); and the Green cards and USA | rsuant to FRCP 4(i), the Defendant was served torney General was likewise served via certified | by certified mail (signed for mail as required by FRCP s was served by their agree | on 6/27/2023) 4(i) (signed for ement on 7/7/20 |
| by the agency; the At on 6/27/2023); and the Green cards and US/ | rsuant to FRCP 4(i), the Defendant was served torney General was likewise served via certified e U.S. Attorney for the Northern District of Texas AO/NDTX confirmation of service attached. | by certified mail (signed for mail as required by FRCP s was served by their agree | on 6/27/2023) 4(i) (signed for ement on 7/7/20 |
| by the agency; the At on 6/27/2023); and the Green cards and US/ | rsuant to FRCP 4(i), the Defendant was served torney General was likewise served via certified e U.S. Attorney for the Northern District of Texas AO/NDTX confirmation of service attached. for travel and \$ | by certified mail (signed for mail as required by FRCP s was served by their agree | on 6/27/2023) 4(i) (signed for ement on 7/7/20 |
| by the agency; the At on 6/27/2023); and the Green cards and US/ | rsuant to FRCP 4(i), the Defendant was served torney General was likewise served via certified e U.S. Attorney for the Northern District of Texas AO/NDTX confirmation of service attached. for travel and \$ | by certified mail (signed for mail as required by FRCP s was served by their agree | on 6/27/2023) 4(i) (signed for ement on 7/7/20 |
| by the agency; the At on 6/27/2023); and the Green cards and US/ | rsuant to FRCP 4(i), the Defendant was served torney General was likewise served via certified e U.S. Attorney for the Northern District of Texas AO/NDTX confirmation of service attached. for travel and \$ of perjury that this information is true. | by certified mail (signed for mail as required by FRCP s was served by their agreed for services, for a total of | on 6/27/2023) 4(i) (signed for ement on 7/7/20 |

25 Town Center Blvd, Ste. 104, Crestview Hills, KY 4101725 Town C

Server's address

for the Northern District of Texas

| Freedom Coalition of Doctors for Choice |) |
|---|------------------------------------|
| Plaintiff | |
| V. |) Civil Action No. 2:23-cv-00102-Z |
| |) |
| Centers for Disease Control and |) |
| Prevention et al |) |
| Dafandant | |

Summons in a Civil Action

TO: U.S. Department of Health and Human Services

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) -- or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12(a)(2) or (3) -- you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or the plaintiff's attorney, whose name and address are:

John Sullivan 610 Uptown Boulevard, Suite 2000 Cedar Hill, TX 75104

DATE: 06/20/2023

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

25 Town Center Blvd, Ste. 104, Crestview Hills, KY 4101725 Town C

CLERK OF COURT

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (1))

| eccived by the on (aate) | ······································ | | |
|--|---|---|---|
| ☐ I personally served th | e summons on the individual at (place) | | |
| | on on | (date) | ; or |
| | the individual's residence or usual place of abode v | | |
| | , a person o | | |
| on (<i>date</i>) | , and mailed a | a copy to the individual's last know | n address; o |
| I served the summons | on (name of individual) | , who i | is designated |
| by law to accept service of | process on behalf of (name of organization) | | |
| | on (| | |
| - Dura | | | |
| by the agency; the Attor | uant to FRCP 4(i), the Defendant was served ney General was likewise served via certified | by certified mail (signed for on 6 mail as required by FRCP 4(i) (| 6/26/2023) (signed for |
| by the agency; the Attor on 6/27/2023); and the I Green cards and USAO | uant to FRCP 4(i), the Defendant was served ney General was likewise served via certified J.S. Attorney for the Northern District of Texas/NDTX confirmation of service attached. | by certified mail (signed for on 6 mail as required by FRCP 4(i) (s was served by their agreemer | (signed for nt on 7/7/20 |
| by the agency; the Attor on 6/27/2023); and the I Green cards and USAO | uant to FRCP 4(i), the Defendant was served ney General was likewise served via certified | by certified mail (signed for on 6 mail as required by FRCP 4(i) (s was served by their agreemer | 6/26/2023) (signed for nt on 7/7/20 |
| by the agency; the Attor on 6/27/2023); and the U Green cards and USAO | uant to FRCP 4(i), the Defendant was served ney General was likewise served via certified J.S. Attorney for the Northern District of Texas/NDTX confirmation of service attached. | by certified mail (signed for on 6 mail as required by FRCP 4(i) (s was served by their agreemer | 6/26/2023) (signed for nt on 7/7/20 |
| by the agency; the Attor on 6/27/2023); and the USAO My fees are \$ | uant to FRCP 4(i), the Defendant was served ney General was likewise served via certified J.S. Attorney for the Northern District of Texas/NDTX confirmation of service attached. for travel and \$ | by certified mail (signed for on 6 mail as required by FRCP 4(i) (s was served by their agreemer | 6/26/2023) (signed for nt on 7/7/20 |
| by the agency; the Attor on 6/27/2023); and the USAO My fees are \$ | uant to FRCP 4(i), the Defendant was served ney General was likewise served via certified J.S. Attorney for the Northern District of Texas/NDTX confirmation of service attached. for travel and \$ | by certified mail (signed for on 6 mail as required by FRCP 4(i) (s was served by their agreemer | 6/26/2023) (signed for nt on 7/7/20 |
| by the agency; the Attor on 6/27/2023); and the U Green cards and USAO | uant to FRCP 4(i), the Defendant was served ney General was likewise served via certified J.S. Attorney for the Northern District of Texas /NDTX confirmation of service attached. for travel and \$ | by certified mail (signed for on 6 mail as required by FRCP 4(i) (s was served by their agreement for services, for a total of \$ | 6/26/2023) (signed for nt on 7/7/20 |

25 Town Center Blvd, Ste. 104, Crestview Hills, KY 4101725 Town C

Server's address

for the Northern District of Texas

| Freedom Coalition of Doctors for Choice |) | |
|--|---|----------------------------------|
| Plaintiff |) | |
| V. |) | Civil Action No. 2:23-cv-00102-Z |
| |) | |
| Contain for Discosa Control and Discosation at |) | |
| Centers for Disease Control and Prevention et |) | |
| al |) | |
| Defendant | | |

Summons in a Civil Action

TO: U.S. Department of Health and Human Services

These copies of the summons and complaint are to be either:

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John Sullivan 610 Uptown Boulevard, Suite 2000 Cedar Hill, TX 75104

DATE: 06/20/2023

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (1))

| This summons for (name of individual and title, if a received by me on (date) | <i>any</i>) |
|---|---|
| | vidual at (place) on (date); or |
| ☐ I left the summons at the individual's residen | ace or usual place of abode with (name) |
| | , a person of suitable age and discretion who resides there,, and mailed a copy to the individual's last known address; or |
| I served the summons on (name of individual | l), who is designated |
| by law to accept service of process on behalf of (n | name of organization) |
| | ; or |
| by the agency; the Attorney General was like | e Defendant was served by certified mail (signed for on 6/26/2023) ewise served via certified mail as required by FRCP 4(i) (signed for Northern District of Texas was served by their agreement on 7/7/202 of service attached. |
| My fees are \$ for travel a | and \$ for services, for a total of \$ |
| I declare under penalty of perjury that this inform | nation is true. |
| ate: 7/14/2023 | Server's signature |
| | Christopher Wiest, Attorney for Plaintiffs |
| | |
| | Printed name and title |

Server's address

for the Northern District of Texas

| Freedom Coalition of Doctors for Choice |) |
|--|------------------------------------|
| Plaintiff |) |
| V. |) Civil Action No. 2:23-cv-00102-Z |
| |) |
| Centers for Disease Control and Prevention |) |
| et al |) |
| Defendant | |

Summons in a Civil Action

TO: U.S. Department of Health and Human Services

(These copies of the summons and complaint are to be sent by registered or certified mail to the Attorney General of the United States at 950 Pennsylvania Avenue, NW, Washington, DC 20530-0001.)

A lawsuit has been filed against you.

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John Sullivan 610 Uptown Boulevard, Suite 2000 Cedar Hill, TX 75104

DATE: 06/20/2023

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

The Miller

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

| received by me on (date) | | | |
|----------------------------|---|---|----------------------------|
| ☐ I personally served t | he summons on the individual at (pl | ace) | |
| | | on (<i>date</i>) | ; or |
| | | place of abode with (name) | |
| on (date) | | , a person of suitable age and dis, and mailed a copy to the individua | al's last known address; o |
| ☐ I served the summor | ns on (name of individual) | | , who is designated |
| | | anization) | |
| | | on (<i>date</i>) | |
| by the agency; the Atto | orney General was likewise serve | nt was served by certified mail (sign ed via certified mail as required by district of Texas was served by the attached. | FRCP 4(i) (signed for |
| My fees are \$ | for travel and \$ | for services, for a | total of \$ |
| I declare under penalty of | of perjury that this information is tru | e. | |
| _{3:} 7/14/2023 | | Chillitt | |
| | - | Server's signa | ature |
| | _ | Christopher Wiest, Attorney for Pla | aintiffs |
| | | Printed name ar | nd title |
| | | | |

Server's address

Domestic Return Receipt

☐ Signature Confirmation™
☐ Signature Confirmation
Restricted Delivery

☐ Priority Mail Express®
☐ Registered Mail™
☐ Registered Mail Restricted
Delivery

South Market

C. Date of Delivery

☐ Addressee ☐ Agent

□ Yes

| ipt ipt | ilyery 235see |
|---|--|
| 9590 9402 7267 1284 7424 33 2. Article Number (Transfer from service label) 7021 2720 0001 3472 3908 PS Form 3811, July 2020 PSN 7530-02-000-9053 | SENDER: COMPLETE THIS SECTION Complete items 1, 2, and 3. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. Article Addressed by: Arti |
| 3. Service Type Adult Signature Agusticated Delivery Agusticated Delivery Certified Mails Agusticated Delivery Collect on Delivery Collect on Delivery Agusticated Delivery Collect on Delivery Collect on Delivery Collect on Delivery Bignature Confirmation Agusticated Delivery Domestic Return Reconstruction Borrow Domestic Return Reconstruction Delivery Reconstruction | A. Signature X A. Signature A. Signature C. Date of Delivery D. Is delivery address different from Item 1? Yes Yes If YES, enter delivery address below: No |

Case 2:23-cv-00102-Z Document 12 Filed 07/14/23 Page 14 of 14 PageID 450



GEORGE M. PADIS, Assistant United States Attorney

1100 Commerce Street, Third Floor Dallas, Texas 75242 Telephone: 214.659.8600 Facsimile: 214.659.8811

July 7, 2023

Christopher Wiest Chris Wiest, Attorney at Law, PLLC 25 Town Center Blvd, Ste. 104 Crestview Hills, KY 41017 chris@cwiestlaw.com Via email

Re: Freedom Coalition of Doctors for Choice v. CDC et al., No. 2:23-cv-102-Z (N.D.

Tex.)

Dear Mr. Wiest:

This letter confirms that on July 6, 2023, I accepted on behalf of the United States Attorney for the Northern District of Texas service of the summonses and complaint in the above-captioned action. See Fed. R. Civ. P. 4(i)(1)(A)(i).

Please note that my authority to accept service of process is limited to service on the United States Attorney for the Northern District of Texas, and I do not have authority to accept service of process on behalf of the Attorney General for purposes of Fed. R. Civ. P. 4(i)(1)(B).

Yours very truly,

LEIGHA SIMONTON
UNITED STATES ATTORNEY
GEORGE Digitally signed by

PADIS

Digitally signed by GEORGE PADIS Date: 2023.07.07 09:03:08 -05'00'

George M. Padis Assistant United States Attorney

CC: John Sullivan Sarah Delaney